

Message Text

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PAGE 01 STATE 057155
ORIGIN AF-10

INFO OCT-01 ISO-00 EB-08 COME-00 ACDA-12 MCE-00 TRSE-00
DOTE-00 CIAE-00 DODE-00 PM-05 H-01 INR-10 L-03
NSAE-00 NSC-05 PA-01 SP-02 SS-15 USIA-06 IO-13
/092 R

DRAFTED BY AF/S: JCTAYLOR:GFH
APPROVED BY AF/S: DON PETTERSON
AF/S: DKEOGH
EB/EWT: PBLAKEBURN (INFO)
-----130420 070101Z /72

P 062251Z MAR 78
FM SECSTATE WASHDC
TO AMEMBASSY PRETORIA PRIORITY
INFO AMCONSUL CAPE TOWN PRIORITY
AMCONSUL DURBAN PRIORITY
AMCONSUL JOHANNESBURG PRIORITY

C O N F I D E N T I A L STATE 057155

CAPE TOWN ALSO FOR EMBASSY

E.O. 11652: GDS

TAGS: BEXP, PARM, ESTC, SF

SUBJECT: AIRCRAFT SALES TO SOUTH AFRICA

REF: PRETORIA 1165

1. DEPARTMENT COMMENDS EMBASSY FOR THOROUGH REPORT
ON AIRCRAFT SALES TO SOUTH AFRICA AND HELPFUL
RECOMMENDATIONS CONCERNING FUTURE SALES. DEPART-
MENT HAS JUST COMPLETED A REVIEW OF U.S. POLICY
REGARDING THE SALE OF GENERAL AVIATION AIRCRAFT TO
SOUTH AFRICA. PROPOSED GUIDELINES ARE BEING
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PASSED TO THE DEPARTMENT OF COMMERCE WHICH WOULD
CONTINUE TO PERMIT THE EXPORT OF LIGHT AIRCRAFT BUT
WITH THE ADOPTION OF MORE RIGOROUS CONDITIONS WHICH
SHOULD ALLOW US TO KNOW IN ADVANCE THAT THE INTENDING
PURCHASER IS NOT A MEMBER OF THE AIR COMMANDOS. THIS
WOULD INVOLVE MORE RIGOROUS LICENSE CONDITIONS AND
INSTITUTE MORE EFFECTIVE END-USE CHECKS.

2. THE DEPARTMENT HAS PROPOSED FIVE MAIN POINTS TO THE DEPARTMENT OF COMMERCE FOR THE REVISION OF EXISTING CONDITIONS FOR THE LICENSING OF AIRCRAFT EXPORTS:

(A) REQUIRE THE DISTRIBUTOR TO SUBMIT IN ADVANCE OF SALE THE INTENDING PURCHASER'S NAME TO THE USG FOR APPROVAL. THIS MAY BE DONE THROUGH THE MANUFACTURER AT THE TIME OF APPLICATION FOR AN EXPORT LICENSE, OR BY THE DISTRIBUTOR TO THE EMPASSY IF AN INTENDING PURCHASER BECOMES KNOWN AFTER THE AIRCRAFT HAS BEEN EXPORTED TO SOUTH AFRICA.

(B) CONTRACTUALLY AND AS CONDITION OF EXPORT LICENSE, REQUIRE DISTRIBUTOR TO STATE THAT HE DOES NOT KNOW OR HAVE REASON TO BELIEVE THAT HIS PURCHASER IS ENGAGED OR INTENDS TO ENGAGE IN MILITARY, POLICE, OR PARAMILITARY ACTIVITIES.

(C) REQUIRE DISTRIBUTOR TO INCLUDE IN HIS CONTRACT WITH PURCHASER A CERTIFICATION THAT:

-- PURCHASER WILL NOT USE OR OTHERWISE MAKE AVAILABLE AIRCRAFT FOR MILITARY, POLICE OR PARAMILITARY ACTIVITIES;

-- PURCHASER WILL REQUIRE FROM ANY RESALE PURCHASER CONFIDENTIAL

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THE SAME CERTIFICATION;

-- PURCHASER WILL NOTIFY DISTRIBUTOR OF RESALE AND IDENTITY OF RESALE PURCHASER, AND PROVIDE RESALE PURCHASER'S CERTIFICATION TO DISTRIBUTOR.

(D) REQUIRE DISTRIBUTOR TO NOTIFY DEPARTMENT OF COMMERCE OF RESALE AND IDENTITY OF RESALE PURCHASER, WHEN THAT INFORMATION IS CONVEYED TO HIM BY THE PREVIOUS OWNER.

(E) REQUIRE APPLICANT TO SUBMIT AN ANNUAL REPORT ON ANY CHANGES IN CURRENT OWNERSHIP OF THE EXPORTED AIRCRAFT, AS WELL AS QUARTERLY REPORTS OF SALES OF INDIVIDUAL AIRCRAFT BY DISTRIBUTOR.

3. DEPARTMENT BELIEVES THAT ABOVE PROPOSALS WILL IMPLEMENT RECOMMENDATION A (REFTEL). EMBASSY'S

COMMENTS ON PROPOSALS TO COMMERCE ARE WELCOMED. WHILE THESE STIFFER CONDITIONS WILL NOT SATISFY OUR MORE SEVERE CRITICS, THEY AT LEAST GO SOME WAY

TOWARDS MEETING THEIR CRITICISMS.

4. DEPARTMENT WILL REPLY IN SEPARATE MESSAGE TO EMBASSY'S OTHER RECOMMENDATIONS (REFTEL). FYI: APPROVAL OF EXPORT LICENSES FOR SPECIFIC AIRCRAFT WILL NOT BE POSSIBLE UNTIL AGREEMENT IS REACHED BETWEEN DEPARTMENT, COMMERCE, AND MANUFACTURERS REGARDING LANGUAGE OF REVISED CONDITIONS. VANCE

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ORIGIN IO-14

INFO OCT-01 ISO-00 /015 R

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DRAFTED BY: IO/UNA: BJSHARP

APPROVED BY: IO/UNA: JFTEFFT

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P 080610Z MAR 78

FM SECSTATE WASHDC

TO USMISSION USUN NEW YORK PRIORITY

C O N F I D E N T I A L STATE 057155

FROM UNA

FOLLOWING REPEAT STATE 057155 SENT ACTION PRETORIA INFO CAPE TOWN
DURBAN JOHANNESBURG MAR 06.

QUOTE C O N F I D E N T I A L STATE 057155

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Message Attributes

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Copy: SINGLE
Draft Date: 06 mar 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
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Secure: OPEN
Status: NATIVE
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TAGS: BEXP, PARM, ESTC, SF
To: PRETORIA
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vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/651df8b7-c288-dd11-92da-001cc4696bcc
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